

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

JIMMIE LEWIS,)	
)	
Plaintiff,)	C.A. No.: 04-1350 (GMS)
)	
v.)	
)	
SYLVIA FOSTER, LANCE SAGERS,)	
DAVE MOFFITT, R. GRAY,)	
MR. JOHNSON, JOHN JOE,)	
)	
Defendants.)	

DEFENDANT, SYLVIA FOSTER’S, MOTION FOR SUMMARY JUDGMENT

Dr. Sylvia Foster (hereafter “Dr. Foster”) hereby moves for an Order granting Summary Judgment in favor of Dr. Foster and against plaintiff, Jimmie Lewis.

The grounds for this motion are set forth in Dr. Foster’s Opening Brief, filed contemporaneously herewith.

REGER RIZZO KAVULICH & DARNALL LLP

/s/ Louis J. Rizzo, Jr.

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Dated: March 26, 2008

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Plaintiff,)	C.A. No.: 04-1350 (GMS)
)	
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SYLVIA FOSTER, LANCE SAGERS,)	
DAVE MOFFITT, R. GRAY,)	
MR. JOHNSON, JOHN JOE,)	
)	
Defendants.)	

PROPOSED ORDER

Upon consideration of Dr. Sylvia Foster's (hereafter "Dr. Foster") Motion for Summary Judgment, and any responses thereto, it is hereby ORDERED that Dr. Foster's Motion for Summary Judgment is GRANTED and the Complaint filed by Jimmie Lewis is DISMISSED with Prejudice on this _____ day of _____, 2008.

The Honorable Gregory M. Sleet

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MR. JOHNSON, JOHN JOE,)	
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Defendants.)	

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify on this 26th day of March, 2008 that a true and correct copy of Defendant Dr. Sylvia Foster's Motion for Summary Judgment and Memorandum in Support of Motion for Summary Judgment have been served electronically and/or by first class mail, postage prepaid, to the following:

Jimmie Lewis
SBI #00506622
Delaware Correctional Center
1181 Paddock Road
Smyrna, DE 19977

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Attorney for Defendant Dr. Sylvia Foster